

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



JOHN R Aponte

Write the full name of each plaintiff.

CV 16 3943

(To be filled out by Clerk's Office)

-against-

COMPLAINT

(Prisoner)

Judge M. Mattal
D.A. Brianna Latour/Coleagues
Det. Vincent Demarco
P.O. Michael Meawad

Do you want a jury trial?

☐ Yes ☒ No

Write the full name of each defendant. If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed above must be identical to those contained in Section IV.

NOTICE

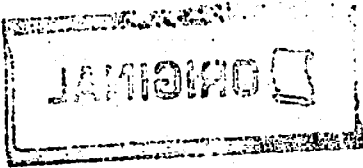
The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.

FILED

IN CLERK'S OFFICE
US DISTRICT COURT E.D.N.Y.

★ JUL 21 2016 ★

BROOKLYN OFFICE



SECTION

The following information was obtained from the records of the [redacted] and is being provided to you for your information. The information is being provided to you for your information and is not to be used for any other purpose. The information is being provided to you for your information and is not to be used for any other purpose. The information is being provided to you for your information and is not to be used for any other purpose.

THE [redacted]
[redacted]
[redacted]

2016-07-14

I. LEGAL BASIS FOR CLAIM

State below the federal legal basis for your claim, if known. This form is designed primarily for prisoners challenging the constitutionality of their conditions of confinement; those claims are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants).

☒ Violation of my federal constitutional rights

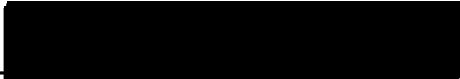
☐ Other: Violated My Rights to a Fair Trial

II. PLAINTIFF INFORMATION

Each plaintiff must provide the following information. Attach additional pages if necessary.

John B. AponTE
First Name Middle Initial Last Name

State any other names (or different forms of your name) you have ever used, including any name you have used in previously filing a lawsuit.

Bat C 5411501435 NYSID 

Prisoner ID # (if you have previously been in another agency's custody, please specify each agency and the ID number (such as your DIN or NYSID) under which you were held)

Manhattan Detention Center (M.D.C.)

Current Place of Detention

125 white st

Institutional Address

New York N.Y. 10013
County, City State Zip Code

III. PRISONER STATUS

Indicate below whether you are a prisoner or other confined person:

☐ Pretrial detainee

☐ Civilly committed detainee

☐ Immigration detainee

☒ Convicted and sentenced prisoner

☐ Other: _____

IV. DEFENDANT INFORMATION

To the best of your ability, provide the following information for each defendant. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are identical to those listed in the caption. Attach additional pages as necessary.

Defendant 1: ^{Not sure} Michael Mattaie
 First Name Last Name Shield #
 Judge
 Current Job Title (or other identifying information)
 26 Central
 Current Work Address
 Staten Island N.Y. 10301
 County, City State Zip Code

Defendant 2: Rhiana Latour
 First Name Last Name Shield #
 District Attorney
 Current Job Title (or other identifying information)
 130 styvesant Pl.
 Current Work Address
 Staten Island N.Y. 10301
 County, City State Zip Code

Defendant 3: Vincent Demarco 7099
 First Name Last Name Shield #
 Detective
 Current Job Title (or other identifying information)
 12a Precinct
 Current Work Address
 Staten Island N.Y. 10306
 County, City State Zip Code

Defendant 4: Michael Meawad ?
 First Name Last Name Shield #
~~12a Precinct~~
 Current Job Title (or other identifying information)
 ?
 Current Work Address
 ?
 County, City State Zip Code

V. STATEMENT OF CLAIM

Place(s) of occurrence: 26 Central (Suprem Court

Date(s) of occurrence: From about 6/20/2016 to About 6/30/2016

FACTS:

State here briefly the FACTS that support your case. Describe what happened, how you were harmed, and how each defendant was personally involved in the alleged wrongful actions. Attach additional pages as necessary.

My Constitutional Right to Justice and a Fair trial was violated. My Girlfriend Juwana M. Brown who was being called a victim in a police Brutality, D.V. Case was Denied the Right to speak in court From the First Day of My arrest and through the Two weeks of My trial her and My witness were told to leave the Courtroom and I was told By Judge Matte that My witness were Not Allowed to testify in My Behalf. Because they would Benefit me I also had evidence that I was told I couldn't put into evidence I was Denied Video tape and police log Book Records to prove the police were lying. I'm also Being harassed with a Court order Yock Down. Because the Judge (Matte) Had prior Knowledge that the police had My girlfriend sign a Domestic Incident Report when she had 3 Bottles of Georgy Vodka when she signed it He knew It's illegal to hold someone on charges when there obtained illegally through Drugs and Alcohol

I told them I wanted my girl and my witnesses to testify he told me that it was untimely he was throwing them out on purpose so they couldn't testify. He also had knowledge that the police officers involved in the case had complaints and lawsuits against him for strangulation and that after he arrested me he was arrested for strangling his wife but yet he still refused to dismiss the case and harassed me by forcing a trial on me.

My girlfriend told the District Attorney Rhianina Latour that she doesn't want to press charges on me she doesn't want an order of protection on me that she doesn't want to make a statement or pursue a case against me the D.A. told us that they're forcing charges and an order of protection ~~at~~ the District Attorney even sent two police officers to Staten Island University North in Intensive Care Unit (ICU) to threaten my girlfriend (Juwana M. Brown) that if she didn't press charges, make a statement against me and sign an order of protection against me that they would have her arrested they even put Rhianina Latour on speakerphone

In which she proceeded to threaten
 My girl too this happened on the
 Day of the Grand Jury Because
 I called my girl early that morning
 and told her to go to the hospital
 on the day of the grand jury they
 gave me an Obstruction of Governmental
 Administration Charge the ~~D.A.~~ District
 Attorney ~~Brian~~ Bhianwa latour
 had that charged Dropped Because
 My Girl Friend sent the Judge a
 letter telling him that Bhianwa
 latour sent two police officers
 to threaten her in the hospital
 in I.C.O.U. while she was having
 heart problems and that she
 made her problem worse I also
 believe that the D.A. or one of her colleagues
 tampered with the evidence Because
 the ~~D.A.~~ gave the jury a Dark Red
 tinted picture of my face and throat
 so you couldn't see the bruises on
 my throat they also tampered
 with a rikers Island phone
 Recording I asked her Baby what
 did you tell these people she said she
 told them that she was chasing
 me around the table and and hit a

in which she proceeded to threaten my girl too this happened on the Day of the Grand Jury Because I called my girl early that morning and told her to go to the hospital on the day of the grand jury they gave me an Obstruction of Governmental Administration Charge the ~~D.A.~~ District Attorney ~~Bhianna~~ Bhianna latour had that charged Dropped Because My Girl Friend sent the Judge a letter telling him that Bhianna latour sent two police officers to threaten her in the hospital in F.C.O.U. while she was having heart problems and that she made her problem worse I also believe that the D.A. or one of her colleagues tampered with the evidence Because the D.A. gave the Jury a Dark Red tinted picture of my Face and throat so you couldn't see the Bruises on my throat they also tampered with a rikers Island phone Recording I asked her Baby what did you tell these people she said she told them that she was chasing me around the table and and hit a

Dinning room Chair and Fell over on It ✓ the D.A.'s Recording was me asking what she told these people and he say that I ~~gave~~ gave her a Dead leg and that I punched her in her leg I Beleive the D.A. Took ~~at~~ About 3 or 4 recordings and pieced them together as one she Also comited perjury For the police Department Because she knew that Mahmet Kambur and Kelly Gormley ~~was~~ were partners Its in her paperwork. But yet she lied to the Jury that Detec. Vincent Demarco and Kelly Gormley were partners and that Mahmet Kambur and Michael Meawad were partners this is why I wasnt Allowed to have the police rollcall log Book for evidencing Detective Vincent Demarco lied at the Grand Jury that his partner was Kelly Gormley and gave a False testimony to the Grand Jury and P.O. Michael Meawad lied that Mahmet Kambur was his partner and also gave a False testimony at the Grand Jury and Committed perjury

INJURIES:

If you were injured as a result of these actions, describe your injuries and what medical treatment, if any, you required and received.

Because of this case I was injured because I wasn't in my right state of mind I didn't think of getting x-rays or anything But there are pictures of the bruises on my throat from the police officer strangling me

VI. RELIEF

State briefly what money damages or other relief you want the court to order.

I want them charged with ^{UNlaw Full} False Imprisonment Harassment, obstructing Governmental Administration perjury, Badgering the witness, tampering with evidence and any other charges that will fit this case get the Rikers Recordings and the D.A. Recording she used at my trial and send them to a lab to be authenticated and pictures I want the Assault 3rd degree overturned and the order of protection removed and I'm asking for 60 million dollars in damages

VII. PLAINTIFF'S CERTIFICATION AND WARNINGS

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I understand that if I file three or more cases while I am a prisoner that are dismissed as frivolous, malicious, or for failure to state a claim, I may be denied *in forma pauperis* status in future cases.

I also understand that prisoners must exhaust administrative procedures before filing an action in federal court about prison conditions, 42 U.S.C. § 1997e(a), and that my case may be dismissed if I have not exhausted administrative remedies as required.

I agree to provide the Clerk's Office with any changes to my address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

7/7/2016
 Dated
John R. Aponte
 Plaintiff's Signature
John R. Aponte
 First Name Middle Initial Last Name
MDC 125 white st
 Prison Address
New York N.Y. 10013
 County, City State Zip Code

Date on which I am delivering this complaint to prison authorities for mailing:

7/7/2016